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PTO/SB/31 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

80398P115

In re Application of Paul Michael Embree	
Application Number	Filed
08/936,344	09/24/1997
For	MEMORY ALLOCATION FOR REAL-TIME AUDIO PROCESSING
Group Art Unit	Examiner
2644	Harvey, M.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, February 14, 2001, rejecting the following claims: 1, 3, and 5.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

Applicant claims small entity status under 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of the fee transmittal.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to a Deposit Account No. 02-2666. I have enclosed a duplicate copy of the fee transmittal.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.

I am the

applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

attorney or agent of record.

attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____.



Signature

Thinh V. Nguyen, Reg. No. 42,034
Typed or printed name

03/15/01
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 3 forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.